

Approved 4/11/07
TOWN OF WEST TISBURY
SELECTMENS MEETING
Wednesday, March 28, 2007, 4:30 p.m.

Present: Selectmen Skipper Manter, Glenn Hearn, Jen Rand

Guests: Tom Osmer, John Powers, Kim Baumhofer, George Brush, Eric Peters, Prudy Burt, Diane Powers, E. Mendenhall, J. Revere, B. Potts, Cynthia Riggs

Minutes: *S. Manter motioned to approve the minutes of 3/14/07. G. Hearn seconded the motion. The vote on the motion was unanimous in favor.*

Meadowbrook Farm Conservation Restriction: *S. Manter motioned to approve the conservation restriction granted by Meadowbrook Farm to Vineyard Open Land Foundation. G. Hearn seconded the motion. The vote on the motion was unanimous in favor.*

Shellfish Warden: Tom Osmer said he had contacted the Division of Marine Fisheries about the previous years water testing results after the pond closure this winter. He said there had been no testing in warm weather, which was probably the reason the pond had not been closed more often. He said the pond had not staying open for long, which was decreasing the water exchange and affecting the health of the pond. He asked for permission to talk to DEP about the pond when they came to the island. Prudy Burt noted that the Estuary Study may provide more information about the health of the pond. John Powers said that the DEP had eliminated summer samples because it would likely have closed the pond for long periods of time due to short-term poor readings. Tom said he wanted to look into taking more material out of the pond. Prudy noted that would require permitting.

Tom then noted he had an enforcement issue recently and felt he may not have handled as well as he could have due to his lack of training. He would like to take advantage of the training that would be offered this winter by the state but meanwhile could he get some training elsewhere. He also noted he had no way to contact anyone when he was out at the pond. Prudy Burt suggested the town get him a "shellphone". Skipper said we would look into a radio for him. He further suggested Tom meet with Chief Toomey to talk about enforcement. Tom agreed to that plan.

Tom then told the Board the Shellfish Group had gotten two grants for the mussel Aquaculture program. He asked for permission to drop an anchor and put out a section of rope on the West Tisbury side. Glenn asked him to secure whatever permits were secured in Chilmark.

Island Children's School: Kim Baumhofer, Director of the school, said they had recently been informed they must meet the designation of a "small public water supply". She said that a change in the hours of the school is the trigger for the designation, the change happened prior to her position as director, but was just noted by the state. When the school met with DEP, the DEP staff suggested they approach the WT School about tying into that well, as its already established. She said they have 9 months to address the problem, and wanted to know if the BOS would consider the possibility of a tie-in. Skipper and Glenn both expressed concerns with the precedent such an agreement would create, and further practical matters such as responsibility for maintenance and so forth. Kim noted the school site may be constrained such that they simply cannot get the designated well on their property. The BOS said they would be willing to continue discussions, but were not sold on the idea.

S. Manter motioned to send a letter to DEP indicating the BOS' willingness to talk with the School about tying into the well, with the note that the discussions were not indicating any commitment on the part of the town to enter into such an agreement. G. Hearn seconded the motion. The vote on the motion was unanimous in favor.

Artisan's Permit: *S. Manter motioned to approve the Artisan's Festival permits for 2007. G. Hearn seconded the motion. The vote on the motion was unanimous in favor.*

Access to Counsel: Jen explained she had granted access to counsel to the Head of the Library trustees but had not come back to the board to retroactively ask for approval.

S. Manter motioned to authorize the Library access to counsel. G. Hearn seconded the motion. The vote on the motion was unanimous in favor.

Music Street: John Powers gave an update on the state of the Music Street building. He said there had been further air quality testing, which had some readings that were worse than prior to the removal of the insulation. Chris Scott of the Preservation Trust said he would call Jeffrey Mays and ask him to conduct an air test that would actually identify the particulates in the air. Ernie noted the building is beginning to smell now that the weather has turned warmer. Skipper said the Board had a responsibility to their employees, so he suggested a plan be developed should we need to move the departments out.

State Road Trimming: *S. Manter motioned to authorize Mass Highway to trim the sides of the roads provided they use the same machine in use in Edgartown, and clean up the edges as they go. G. Hearn seconded the motion. The vote on the motion was unanimous in favor.*